1 2 3 4 5 6 7	BARTLETT, LEADER-PICONE & YOUNG MALCOLM LEADER-PICONE (State Bar No. 10 2201 BROADWAY, SUITE 803 OAKLAND, CA 94612 TELEPHONE: (510) 444-2404 FACSIMILE: (510) 444-1291 Attorneys for Defendants JULIAN EGGEBRECHT, THOMAS ENGEL HOLGER SCHMIDT	04620)		
8				
9	UNITED STATES DISTRICT COURT			
10	NORTHERN DISTRICT OF CALIFORNIA			
11	OAKLAND DIVISION			
12	JESSE HELTON; ALISHA PICCIRILLO;) No. C10-04927 SBA		
13	CHAD LOWE; individually and on behalf of all others similarly situated,	STIPULATION AND ORDER		
14	Plaintiff,	THEREON SETTING HEARING AND		
15	vs.) BRIEFING SCHEDULE FOR) PLAINTIFFS' MOTION FOR		
16	FACTOR 5, INC.; FACTOR 5, LLC;	SUMMARY ADJUDICATION OF FLSA		
17	BLUHARVEST, LLC; WHITEHARVEST	CLAIMS.		
	LLC; JULIAN EGGEBRECHT; HOLGER SCHMIDT; THOMAS ENGEL; and DOES	Prior Date: August 6, 2013		
18	1-100,	New Date: August 27, 2013		
19	Defendants.) Time: 1:00 p.m.) Ctrm.: 1, 4 th Floor		
20		Hon. Saundra B. Armstrong		
21	The parties hereto, through their respective counsel, do hereby stipulate and agree as			
22		. 155p 55a to country, do noted j supulate and agree as		
23	follows:			
24	1. The current hearing date	of August 6, 2013 for plaintiffs' Motion for Summary		
	Adjudication of FLSA cl	laims is vacated;		
25	2. The plaintiffs' Motion for	or Summary Adjudication will be heard on August 27,		
26	2013;			
27	, 			
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Case No. C10-04927SBA

STIPULATION RE: PLAINTIFFS' MSA

1	3. Any opposition to plaintiffs' Motion for Summary Adjudication shall be filed		
2	and served no later than July 13, 2013; and,		
3	4. Any reply papers in support of plaintiffs' Motion for Summary Adjudication		
4	shall be filed and served no later than August 20, 2013.		
5	SO STIPULATED.		
6	DATED: June 21, 2013.	BARTLETT, LEADER-PICONE & YOUNG, LLP	
7	21, 2013.		
8		BY: <u>/s/ Malcolm Leader-Picone (SBN 104620)</u> MALCOLM LEADER-PICONE	
9		Attorneys for Defendants JULIAN EGGEBRECHT, THOMAS ENGEL and HOLGER SCHMIDT	
11	Dated: June 21, 2013	SMITH LILLIS PITHA LLP	
12		BY: /s/ James Smith (SBN 190050)	
13		JAMES SMITH Attorneys for Plaintiffs	
14		JESSE HELTON, ALISHA PICCIRILLO, and CHAD LOWE	
15	Dated: June 21, 2013	LAW OFFICES OF KEITH MCALLISTER	
16			
17		BY: <u>/s/ Keith McAllister (SBN 71857)</u> KEITH McALLISTER	
18		Attorney for Defendants BLUHARVEST, LLC; WHITEHARVEST LLC	
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STIPULATION RE: PLAINTIFFS' MSA

Case No. C10-04927SBA

1 2 3 4 5 6 7	BARTLETT, LEADER-PICONE & YOUNG MALCOLM LEADER-PICONE (State Bar No. 1) 2201 BROADWAY, SUITE 803 OAKLAND, CA 94612 TELEPHONE: (510) 444-2404 FACSIMILE: (510) 444-1291 Attorneys for Defendants JULIAN EGGEBRECHT, THOMAS ENGEL HOLGER SCHMIDT			
8	UNITED STATES DISTRICT COURT			
	NORTHERN DISTRICT OF CALIFORNIA			
10	OAKLAND DIVISION			
11				
12	JESSE HELTON; ALISHA PICCIRILLO; CHAD LOWE; individually and on behalf of) No. C10-04927 SBA		
13	all others similarly situated,	ORDER UPON STIPULATION		
14	Plaintiff,	SETTING HEARING AND BRIEFINGSCHEDULE FOR MOTIONS.		
15	VS.))		
16 17	FACTOR 5, INC.; FACTOR 5, LLC; BLUHARVEST, LLC; WHITEHARVEST LLC; JULIAN EGGEBRECHT; HOLGER SCHMIDT; THOMAS ENGEL; and DOES	,)))		
18	1-100,))		
19	Defendants.))		
20				
21	<u>ORDER</u>			
22	Based upon the Stipulation of the parties, through their respective counsel, the Court			
23	orders as follows:			
24	1. The current hearing date of August 6, 2013 for plaintiffs' Motion for Summary			
25	Adjudication of FLSA claims is vacated;			
26	2. The plaintiffs' Motion for Summary Adjudication will be heard on August 27,			
27	2013;			
28				

ORDER UPON STIPULATION

3. Any opposition to plaintiffs' Motion for Summary Adjudication shall be filed 12 and served no later than July [83], 2013; and,

4. Any reply papers in support of plaintiffs' Motion for Summary Adjudication 13 shall be filed and served no later than August (2013).

DATED: <u>6/24/13</u>.

SAUNDRA BROWN ARMSTROAG U.S. DISTRICT COURT JUDGE